

THE HON'BLE MS.JUSTICE G.ROHINI

WRIT PETITION NO.9619 OF 1999

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Between:

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B.Madhusudana Reddy

.....Petitioner

Vs.

The District Collector, Anantapur and three others.

.....Respondents.

THE HON'BLE MS.JUSTICE G.ROHINI

WRIT PETITION NO.9619 OF 1999

ORDER:

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The petitioner herein was granted a mining lease on 10.08.1998 over an extent of Ac 22.55 cents in S.No.290 of B.Pappur Village, Narpala Mandal, Anantapur District for a period of 30 years. This writ petition is filed aggrieved by the action of the District Collector in according permission to the Secretary, Andhra Pradesh Social Welfare Residential Institutions Society (A.P.S.W.R.E.I) Hyderabad for construction of a residential school over an extent of Ac 4.79 cents, which is situated within a radius of 300 meters from the area leased out to the petitioner for the mining purpose.

This Court while directing Rule Nisi, by order, dated 29.04.1999, ordered that *status quo* obtaining as on that day, shall be maintained. The said order continued to be in operation all through and no counter is filed on behalf of the respondents.

Having regard to the facts and circumstances, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to consider the objections raised by the petitioner as to the suitability of the land allotted for construction of a Social Welfare School and pass appropriate orders in accordance with law after due notice to both the parties. Till such time, the order of *status quo* shall continue. No order as to costs.

Dt.10.10.2007
tjs

G.ROHINI J.,